

11-04-08

IP



Docket No.: 65445(71526)
(PATENT)

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Patent Application of:
Hitoshi Endou et al.

Application No.: 10/579,173 ✓

Confirmation No.: 3295

Filed: May 11, 2006

Art Unit: N/A

For: REMEDY/PREVENTIVE FOR VASCULAR
DISORDERS AND HYPERTENSION AND
METHOD OF SCREENING THE SAME

Examiner: Not Yet Assigned

SECOND SUPPLEMENTAL INFORMATION DISCLOSURE STATEMENT (IDS)

MS Amendment
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Dear Sir:

A Supplemental Information Disclosure Statement was filed in the referenced application on March 26, 2008. The references cited therein were inadvertently listed in error and pertained to another case. Accordingly, Applicants hereby request that the Supplemental IDS filed with the United States Patent and Trademark Office on March 26, 2008, be omitted from consideration. The within Second Supplemental Information Disclosure Statement is intended to replace the Supplemental Information Disclosure Statement filed on March 26, 2008.

In accordance with 37 CFR 1.97, Applicant(s) hereby make of record the following additional documents. A PTO Form SB/08 and a full copy of each of the documents required under 37 CFR 1.98(a)(2) accompany this statement.

Applicant(s) have become aware of the following documents, cited in a Supplementary Partial European Search Report issued January 24, 2008, during the prosecution of European Application No. 04799622.8, which corresponds to International Application No. PCT/JP2004/016761, and the above referenced

application, and in accordance with 37 CFR 1.97(c) and (e)(1) or (b)(3), hereby submit(s) these documents for the Examiner's consideration. These documents are cited on the enclosed PTO Form SB/08, and a copy of the Supplementary Partial European Search Report and of each document required under 37 CFR 1.98(a)(2) cited thereon are enclosed as well.

This statement is not to be interpreted as a representation that the cited documents are material, that an exhaustive search has been conducted, or that no other relevant information exists. Nor shall the citation of any document herein be construed *per se* as a representation that such document is prior art. Moreover, Applicant(s) understand(s) the Examiner will make an independent evaluation of the cited documents.

This Information Disclosure Statement is filed before the mailing date of a first Office Action on the merits as far as is known to the undersigned (37 CFR 1.97(b)(3)).

The Director is hereby authorized to charge any deficiency in the fees filed, asserted to be filed or which should have been filed herewith (or with any paper hereafter filed in this application by this firm) to our Deposit Account No. 04-1105, under Order No. 65445(71526). A duplicate copy of this paper is enclosed.

Dated: November 3, 2008

Respectfully submitted,

By Christine C. O'Day
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NOV 03 2008

Application No. (if known): 10/579,173

Attorney Docket No.: 65445(71526)

Certificate of Express Mailing Under 37 CFR 1.10

I hereby certify that this correspondence is being deposited with the United States Postal Service as Express Mail, Airbill No. EM258211542US in an envelope addressed to:

MS Amendment
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Lynn Marcus
Typed or printed name of person signing Certificate

Registration Number, if applicable

(617) 239-0100
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Note: Each paper must have its own certificate of mailing, or this certificate must identify each submitted paper.

Second Supplemental Information Disclosure Statement (2 pages)
IDS (Citation) by Applicant (2 References) (1 page)
Supplementary Partial European Search Report